IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA,THE CHIEF JUSTICE

and
THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 17649 of 2004

Between:

1 Sri Satya Venkatramana Water Products, Tallarevu, W.G.District
rep. by its Proprietor Smt. K. Naga Ratnakumari, W/o. Lakshmi Naryana, 36 years.
2 Super life Water Products, Madhavapatnam, Kakinada, E.G.District.
rep. by its Proprietor Ch. Saivaralakshmi, W/o. Pakkir Raju 33 Years.
3 Surya Teja Food Industries, Kandarade, Pithapuram Mandal East Godavari District.
rep. by its Proprietor S.Karunakara Rao, S/o. Surabhi aged 41 ;years.

..... PETITIONERS

AND

1 Govt of India, rep. by its Joint Secretary,
Ministry of Health and Family Welfare, New Delhi.
2 The Director Bureau of Indian Standards,
Manak Bhavan, o Bahadur Shazaffar Marg, New Delhi.
3 Secretary, Governmetn of A.P.,
Food and Health Dept., Secretariat, Hyd.
4 Gazetted Food Inspector, E.G.District, Kakinada.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue writ of Mandamus or any other appropriate writ or direction declaring the interim notification issued in notifications in G.S.R.No.202 (E) dt. 21.3.2001 and

G.S.R. 759(E) and G.S.R 76 (E) dt. 29.9.2000 issued by the Ministry of Health and Family Welfare Department of Health, Government of India, New Delhi and the Booklet issued by the 2nd respondent regarding information for packaged water certification on the basis of the aforesaid notification dt.29.9.2000 as illegal arbitrary and without jurisdiction.

Counsel for the Petitioners:MR.B.S.SHIVAJI

Counsel for the Respondent No.1: MR.ARAJASHEKAR REDDY (SC FOR CG)

Counsel for the Respondent No.2:Mr.O.MANOHAR REDDY

Counsel for Respondents No.3 and 4: GP FOR FOOD AND HEALTH

The Court made the following Oral Order: (per Sri Devinder Gupta, CJ)

In view of the judgment rendered by Division Bench No.3 of this Court in W.P.No.5086 of 2001 and batch, there is no option except to dismiss the present writ petition.

The writ petition is accordingly dismissed. No order as to costs.

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DEVINDER GUPTA, CJ

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C.V.RAMULU, J

Dated:08-10-2004

Pnb/gj

To

1 The Joint Secretary, Govt of India, Ministry of Health and Family Welfare, New Delhi.
2 The Director Bureau of Indian Standards,
Manak Bhavan, o Bahadur Shazaffar Marg, New Delhi.
3 Secretary, Governmetn of A.P.,
Food and Health Dept., Secretariat, Hyd.
4 Gazetted Food Inspector, E.G.District, Kakinada.

5 Two C.Cs. to the GP for Food and Health, High Court of A.P., Hyderabad.

6 Two C.D. copies.